

IN THE HOUSE OF REPRESENTATIVES

HOUSE CONCURRENT RESOLUTION NO. 48

BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION

1  
2 STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN FINAL AND CERTAIN  
3 PENDING RULES OF THE DEPARTMENT OF ADMINISTRATION RELATING TO RULES  
4 GOVERNING USE OF THE EXTERIOR OF STATE PROPERTY IN THE CAPITOL MALL AND  
5 OTHER STATE FACILITIES.

6 Be It Resolved by the Legislature of the State of Idaho:

7 WHEREAS, the Legislature is vested with authority to reject executive  
8 agency rules under the provisions of Section 67-5291, Idaho Code, in the  
9 event that the Legislature finds that the rules are not consistent with leg-  
10 islative intent; and

11 WHEREAS, it is the finding of the Legislature that certain rules of the  
12 Department of Administration relating to Rules Governing Use of the Exterior  
13 of State Property in the Capitol Mall and Other State Facilities are not con-  
14 sistent with legislative intent and should be rejected.

15 NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Ses-  
16 sion of the Sixty-second Idaho Legislature, the House of Representatives and  
17 the Senate concurring therein, that IDAPA 38.04.06, Department of Adminis-  
18 tration, Rules Governing Use of the Exterior of State Property in the Capi-  
19 tol Mall and Other State Facilities, final rules Section 200, Subsection 03.  
20 and Section 400, Subsections 01. and 03., only; and Section 201 and Section  
21 400, Subsections 01. and 03., adopted as pending rules under Docket Number  
22 38-0406-1301, only, be, and the same are hereby rejected and declared null,  
23 void and of no force and effect.